GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Service — Marketing Department — Departmental Proceeding against Sri. Sk. Gouse Basha, Deputy Director of Marketing OD as Selection Grade Secretary, Agricultural Market Committee, Nellore and presently working as Selection Grade Secretary, Agricultural Market Committee, Tenali on OD - Under Rule 20 of APCS (CCA) Rules, 1991 — Articles of Charges — Issued.

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AGRICULTURE AND CO-OPERATION (VIG-II) DEPARTMENT

G.O.RT.No. 80 Dated: 15-02-2018

Read:-

From the Commissioner & Director of Agricultural Marketing, A.P., Guntur, Lr.No.D.S.(1)3666/2016, Dated:31.06.2017.

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ORDER:-

It is proposed to hold an enquiry against Sri Sk. Gouse Basha, Deputy Director of Marketing, OD as Selection Grade Secretary, Agricultural Market Committee, Nellore and presently working as Selection Grade Secretary, Agricultural Market Committee, Tenali on OD in accordance with the procedure laid down in Rule 20 of APCS (CCA) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of Article of Charge (Annexure — I). A statement of imputations of misconduct or misbehaviour in support of each article of charge is enclosed(Annexure-II). A list of documents by which and a list of witnesses by whom the article of charge is proposed to be sustained are also enclosed (Annexure —III & IV).

3. Sri. Sk. Gouse Basha, Deputy Director of Marketing OD as Selection Grade Secretary, Agricultural Market Committee, Nellore and presently working as Selection Grade Secretary, Agricultural Market Committee, Tenali on OD is directed to submit within 15 days of the receipt of this order, a written statement of his defense.

4. Sri Sk. Gouse Basha, Deputy Director of Marketing OD as Selection Grade Secretary, Agricultural Market Committee, Nellore and presently working as Selection Grade Secretary, Agricultural Market Committee, Tenali on OD is further informed that an enquiry will be held only in respect of those articles of charges that are not admitted. He should, therefore, specifically admit or deny the article of charge.

5. Sri. Sk. Gouse Basha, Deputy Director of Marketing OD as Selection Grade Secretary, Agricultural Market Committee, Nellore and presently working as Selection Grade Secretary, Agricultural Market Committee, Tenali on OD is further informed that if he does not submit his written statement of defense on or before the date specified in Para 3 above, further action will be proceeded based on the material available.

P.T.O.

6. The attention of Sri. Sk. Gouse Basha, Deputy Director of Marketing OD as Selection Grade Secretary, Agricultural Market Committee, Nellore and presently working as Selection Grade Secretary, Agricultural Market Committee, Tenali on OD is invited to Rule 24 of the A.P.C.S (Conduct) Rules, 1964 under which no Government servant shall bring or attempt to bring any political or outside influence to hear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings it will be presumed that Sri. Sk. Gouse Basha, Deputy Director of Marketing OD as Selection Grade Secretary, Agricultural Market Committee, Nellore and presently working as Selection Grade Secretary, Agricultural Market Committee, Tenali on OD is aware of such representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the A.P.C.S (Conduct) Rules, 1964.

7. The receipt of the charge memo may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri Sk. Gouse Basha, Deputy Director of Marketing OD as Selection Grade Secretary, Agricultural Market Committee, Nellore and presently working as Selection Grade Secretary, Agricultural Market Committee, Tenali on OD.
The Special Commissioner & Director of Agricultural Marketing, A.P., Guntur with a request to serve the Charge Memo to the Charged Officer and obtain the dated acknowledgment from him.
SF/SC.

// FORWARDED :: BY ORDER //

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Encls: Annexures I to IV

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ANNEXURE-I

Statement of Article of Charges framed against Sri. Sk. Gouse Basha, Deputy Director of Marketing OD as Selection Grade Secretary, Agricultural Market Committee, Nellore and presently working as Selection Grade Secretary, Agricultural Market Committee, Tenali on OD.

Article of Charge – I:-

"That Sri. Sk. Gouse Basha, Deputy Director of Marketing OD as Selection Grade Secretary, Agricultural Market Committee, Nellore and presently working as Selection Grade Secretary, Agricultural Market Committee, Tenali on OD has failed to performing his official duties and responsible for so many lapses/ misappropriation and behaved like a mute spectator for all aspects taken place in issuance of assessment orders and collection of Market Fee at Agricultural Market Committee, Nellore while he is working as Selection Grade Secretary thereon.

Thus it shows the lack of supervision of the secretary. Thus he violated the Rule 3(1)(2)(3)&(5) of A.P.C.S(Conduct) Rules, 1964 and Rule 31(1)(5)(7)&(8) of AP (AP&LS) Market Rules, 1969.

Article of Charge – II:-

"That Sri. Sk. Gouse Basha, Deputy Director of Marketing OD as Selection Grade Secretary, Agricultural Market Committee, Nellore and presently working as Selection Grade Secretary, Agricultural Market Committee, Tenali on OD has completely blind folded the Administration and thereby causing anonymous loss to Agricultural Market Committee, Nellore and also responsible for accepted all the misappropriation, tampering / striking of CRs, permits and all the malpractices committed by the Supervisor due to silence and thereby not taken any action in the entire episode for the last 2 to 3 years.

Thus it shows the lack of supervision of the secretary. Thus he violated the Rule 3(1)(2)(3)&(5) of A.P.C.S (Conduct) Rules, 1964 and Rule 31(1)(5)(7)&(8) of AP(AP&LS) Market Rules, 1969 and violated the Article 5, 273, 274-A, 301 and 302 of A.P. Financial Code.

B.RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

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P.T.O.

ANNEXURE-II

Statement of imputations of misconduct or misbehaviour in support of articles of framed against Sri Sk. Gouse Basha, Deputy Director Of Marketing OD As Selection Grade Secretary, Agricultural Market Committee, Nellore and presently working as selection grade secretary, Agricultural Market Committee, Tenali on OD are proposed to be sustained.

Imputations of Charge -1 & 2:-

Based on the report of the Assistant Director of Marketing, Nellore Sri. Sk. Gouse Basha, Deputy Director of Marketing OD as Selection Grade Secretary, Agricultural Market Committee, Nellore and presently working as Selection Grade Secretary, Agricultural Market Committee, Tenali on OD shall be made personally responsible for so many lapses / misappropriation taken place in issuance of assessment orders and collection of Market Fee and so many lapses in issuing of Cash receipts and also committed under the procedure laid down in Articles 301 and 302 of AP Financial Code as he has clearly violated the Article 5, 273, 274-A of AP Financial Code.

A prima facie is clearly established against Sri Sk. Gouse Basha as behaved like a mute spectator for all the happenings of misappropriation / tampering of records etc., in Agricultural Market Committee, Nellore.

Further it is also noticed that, Sri Sk. Gouse Basha has completely blind folded the administrative and thereby causing enormous loss to Agricultural Market Committee, Nellore.

B.RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

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ANNEXURE-III

List of documents on the basis of which the Article of Charges framed against Sri. Sk. Gouse Basha, Deputy Director of Marketing OD as Selection Grade Secretary, Agricultural Market Committee, Nellore and presently working as Selection Grade Secretary, Agricultural Market Committee, Tenali on OD.

Report of the Assistant Director of Marketing, Nellore vide Rc. No: 15/2016, Dt:14.05.2017.

B.RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

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ANNEXURE-IV

List of witness by whom the Article of Charges framed against Sri. Sk. Gouse Basha, Deputy Director of Marketing OD as Selection Grade Secretary, Agricultural Market Committee, Nellore and presently working as Selection Grade Secretary, Agricultural Market Committee, Tenali on OD.

1. Selection Grade Secretary, Agricultural Market Committee, Nellore.
2. Assistant Director of Marketing, Nellore.

B.RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

// FORWARDED :: BY ORDER //

SECTION OFFICER